

LEGISLATURE OF THE STATE OF IDAHO
Sixty-first Legislature First Regular Session - 2011

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 123

BY EDUCATION COMMITTEE

AN ACT

RELATING TO EDUCATION; AMENDING SECTION 33-1002, IDAHO CODE, TO REVISE PROVISIONS RELATING TO KINDERGARTEN SUPPORT UNITS AND TO PROVIDE PROVISIONS RELATING TO CERTAIN EXPENDITURES.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 33-1002, Idaho Code, be, and the same is hereby amended to read as follows:

33-1002. EDUCATIONAL SUPPORT PROGRAM. The educational support program is calculated as follows:

(1) State Educational Support Funds. Add the state appropriation, including the moneys available in the public school income fund, together with all miscellaneous revenues to determine the total state funds.

(2) From the total state funds subtract the following amounts needed for state support of special programs provided by a school district:

(a) Pupil tuition-equivalency allowances as provided in section 33-1002B, Idaho Code;

(b) Transportation support program as provided in section 33-1006, Idaho Code;

(c) Feasibility studies allowance as provided in section 33-1007A, Idaho Code;

(d) The approved costs for border district allowance, provided in section 33-1403, Idaho Code, as determined by the state superintendent of public instruction;

(e) The approved costs for exceptional child approved contract allowance, provided in subsection 2. of section 33-2004, Idaho Code, as determined by the state superintendent of public instruction;

(f) Certain expectant and delivered mothers allowance as provided in section 33-2006, Idaho Code;

(g) Salary-based apportionment calculated as provided in sections 33-1004 through 33-1004F, Idaho Code;

(h) Unemployment insurance benefit payments according to the provisions of section 72-1349A, Idaho Code;

(i) For expenditure as provided by the public school technology program;

(j) For employee severance payments as provided in section 33-521, Idaho Code;

(k) For distributions to the Idaho digital learning academy as provided in section 33-1020, Idaho Code;

(l) For the support of provisions that provide a safe environment conducive to student learning and maintain classroom discipline, an allocation of \$300 per support unit; and

(m) Any additional amounts as required by statute to effect administrative adjustments or as specifically required by the provisions of any bill of appropriation;

to secure the total educational support distribution funds.

(3) Average Daily Attendance. The total state average daily attendance shall be the sum of the average daily attendance of all of the school districts of the state. The state board of education shall establish rules setting forth the procedure to determine average daily attendance and the time for, and method of, submission of such report. Average daily attendance calculation shall be carried out to the nearest hundredth. Computation of average daily attendance shall also be governed by the provisions of section 33-1003A, Idaho Code.

(4) Support Units. The total state support units shall be determined by using the tables set out hereafter called computation of kindergarten support units, computation of elementary support units, computation of secondary support units, computation of exceptional education support units, and computation of alternative school secondary support units. The sum of all of the total support units of all school districts of the state shall be the total state support units.

COMPUTATION OF KINDERGARTEN SUPPORT UNITS

Average Daily

Attendance

	Attendance Divisor	Units Allowed
41 or more	40.....	1 or more as computed
31 - 40.99 ADA....	1
26 - 30.99 ADA....85
21 - 25.99 ADA....75
16 - 20.99 ADA....6
8 - 15.99 ADA....5
1 - 7.99 ADA....	count as elementary

A school district's kindergarten support units shall equal nineteen percent (19%) of the support units computed for grade 1 for such school district. Provided however, that such school district may expend moneys stemming from such kindergarten support units for kindergarten programs or for other uses as determined by the district's board of trustees.

COMPUTATION OF ELEMENTARY SUPPORT UNITS

Average Daily

Attendance

	Attendance Divisor	Minimum Units Allowed
300 or more ADA.....	.....	.. 15
	..23...grades 4,5 & 6....	
	..22...grades 1,2 & 3....1994-95	
	..21...grades 1,2 & 3....1995-96	
	..20...grades 1,2 & 3....1996-97	
	and each year thereafter.	

1	160 to 299.99 ADA...	20	8.4
2	110 to 159.99 ADA...	19	6.8
3	71.1 to 109.99 ADA...	16	4.7
4	51.7 to 71.0 ADA...	15	4.0
5	33.6 to 51.6 ADA...	13	2.8
6	16.6 to 33.5 ADA...	12	1.4
7	1.0 to 16.5 ADA...	n/a	1.0

8 COMPUTATION OF SECONDARY SUPPORT UNITS

9	Average Daily		Minimum Units
10	Attendance	Attendance Divisor	Allowed
11	750 or more	18.5	47
12	400 - 749.99 ADA....	16	28
13	300 - 399.99 ADA....	14.5	22
14	200 - 299.99 ADA....	13.5	17
15	100 - 199.99 ADA....	12	9
16	99.99 or fewer	Units allowed as follows:	
17	Grades 7-12	.....	8
18	Grades 9-12	.....	6
19	Grades 7- 9	.....	1 per 14 ADA
20	Grades 7- 8	.....	1 per 16 ADA

21 COMPUTATION OF EXCEPTIONAL EDUCATION SUPPORT UNITS

22	Average Daily		Minimum Units
23	Attendance	Attendance Divisor	Allowed
24	14 or more	14.5	1 or more as computed
25			
26	12 - 13.99....	-	1
27	8 - 11.99....	- .....	.75
28	4 - 7.99....	- .....	.5
29	1 - 3.99....	- .....	.25

30 COMPUTATION OF ALTERNATIVE SCHOOL SECONDARY SUPPORT UNITS

31	Pupils in Attendance	Attendance Divisor	Minimum Units
32			Allowed
33	12 or more.....	12	1 or more as computed
34			

35 In applying these tables to any given separate attendance unit, no
36 school district shall receive less total money than it would receive if it

1 had a lesser average daily attendance in such separate attendance unit.
 2 ~~In applying the kindergarten table to a kindergarten program of less days~~
 3 ~~than a full school year, the support unit allowance shall be in ratio to~~
 4 ~~the number of days of a full school year.~~ The tables for exceptional edu-
 5 cation and alternative school secondary support units shall be applicable
 6 only for programs approved by the state department of education following
 7 rules established by the state board of education. Moneys generated from
 8 computation of support units for alternative schools shall be utilized for
 9 alternative school programs. School district administrative and facility
 10 costs may be included as part of the alternative school expenditures.

11 (5) State Distribution Factor per Support Unit. Divide educational
 12 support program distribution funds, after subtracting the amounts necessary
 13 to pay the obligations specified in subsection (2) of this section, by the
 14 total state support units to secure the state distribution factor per sup-
 15 port unit.

16 (6) District Support Units. The number of support units for each school
 17 district in the state shall be determined as follows:

18 (a) (i) Divide the actual average daily attendance, excluding stu-
 19 dents approved for inclusion in the exceptional child educational
 20 program, for the administrative schools and each of the separate
 21 schools and attendance units by the appropriate divisor from the
 22 tables of support units in this section, then add the quotients
 23 to obtain the district's support units allowance for regular stu-
 24 dents, kindergarten through grade 12 including alternative school
 25 secondary students. Calculations in application of this subsec-
 26 tion shall be carried out to the nearest tenth.

27 (ii) Divide the combined totals of the average daily attendance
 28 of all preschool, kindergarten, elementary, secondary, juvenile
 29 detention center students and students with disabilities approved
 30 for inclusion in the exceptional child program of the district by
 31 the appropriate divisor from the table for computation of excep-
 32 tional education support units to obtain the number of support
 33 units allowed for the district's approved exceptional child pro-
 34 gram. Calculations for this subsection shall be carried out to the
 35 nearest tenth when more than one (1) unit is allowed.

36 (iii) The total number of support units of the district shall be
 37 the sum of the total support units for regular students, subsec-
 38 tion (6) (a) (i) of this section, and the support units allowance
 39 for the approved exceptional child program, subsection (6) (a) (ii)
 40 of this section.

41 (b) Total District Allowance Educational Program. Multiply the dis-
 42 trict's total number of support units, carried out to the nearest tenth,
 43 by the state distribution factor per support unit and to this product
 44 add the approved amount of programs of the district provided in subsec-
 45 tion (2) of this section to secure the district's total allowance for
 46 the educational support program.

47 (c) District Share. The district's share of state apportionment is the
 48 amount of the total district allowance, subsection (6) (b) of this sec-
 49 tion.

1 (d) Adjustment of District Share. The contract salary of every noncer-
2 tificated teacher shall be subtracted from the district's share as cal-
3 culated from the provisions of subsection (6) (c) of this section.

4 (7) Property Tax Computation Ratio. In order to receive state funds
5 pursuant to this section a charter district shall utilize a school mainte-
6 nance and operation property tax computation ratio for the purpose of cal-
7 culating its maintenance and operation levy, that is no greater than that
8 which it utilized in tax year 1994, less four-tenths of one percent (.4%). As
9 used herein, the term "property tax computation ratio" shall mean a ratio de-
10 termined by dividing the district's certified property tax maintenance and
11 operation budget by the actual or adjusted market value for assessment pur-
12 poses as such values existed on December 31, 1993. Such maintenance and op-
13 eration levy shall be based on the property tax computation ratio multiplied
14 by the actual or adjusted market value for assessment purposes as such values
15 existed on December 31 of the prior calendar year.